

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE: FOSAMAX PRODUCTS LIABILITY :  
LITIGATION :  
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MDL No. 1789

This Document Relates to :

1:07-cv-9564 (JFK)

Carrie Smith, et al. v. Merck & :  
Co., Inc., et al., 1:07-cv-9564 (JFK) :  
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ORDER

JOHN F. KEENAN, United States District Judge:

The Court having granted plaintiffs' motion to remand,  
this case is closed. Defendant's motions to dismiss (Dckt. Nos.  
23, 26 and 29) are DISMISSED as MOOT.

SO ORDERED.

Dated: New York, New York  
July 29, 2008

  
JOHN F. KEENAN  
United States District Judge